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18 FACEBOOK, INC. and MARK ZUCKERBERG

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

15 FACEBOOK, INC. and MARK
ZUCKERBERG,

13 Plaintiffs.

V.

18 CONNECTU, INC. (formerly known as
19 CONNECTU, LLC), CAMERON
20 WINKLEVOSS, TYLER WINKLEVOSS,
21 DIVYA NARENDRA, PACIFIC
NORTHWEST SOFTWARE, INC.,
WINSTON WILLIAMS, WAYNE CHANG,
and DAVID GUCWA AND DOES 1-25.

Defendants.

Case No. 5:07-CV-01389-RS

**PLAINTIFFS' NOTICE OF MOTION
AND MOTION TO STRIKE
CONNECTU LLC'S AFFIRMATIVE
DEFENSES**

Date: August 15, 2007
Time: 9:30 a.m.
Judge: Honorable Richard Seeborg

24 || TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD

25 PLEASE TAKE NOTICE that on August 15, 2007 at 9:30 A.M. or soon thereafter
26 as counsel may be heard by Magistrate Judge Richard Seeborg in Courtroom No. 4 of the above
27 entitled Court, located at 280 South First Street, San Jose, California, Plaintiffs Facebook, Inc.

1 and Mark Zuckerberg will and hereby do move this Court to strike ConnectU LLC's Second,
2 Third, Fourth, Fifth, Seventh, Eighth, Ninth, Tenth and Thirteenth affirmative defenses pursuant
3 to Rule 12(f) of the Federal Rules of Civil Procedure.

4 Plaintiffs' request is based upon this Motion, the accompanying Memorandum of
5 Points and Authorities in Support of Plaintiffs' Motion to Strike ConnectU LLC's Affirmative
6 Defenses, the pleadings on file, any oral argument as may be presented in connection with the
7 hearing on this matter, and such other arguments and evidence as may properly come before the
8 Court.

9 Dated: July 10, 2007

10 ORRICK, HERRINGTON & SUTCLIFFE LLP

11 /s/ Theresa A. Sutton

12 Theresa A. Sutton
13 Attorneys for Plaintiff
14 THE FACEBOOK, INC. and MARK
15 ZUCKERBERG

CERTIFICATE OF SERVICE

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on July 10, 2007.

Dated: July 10, 2007.

Respectfully submitted,

/s/ Theresa A. Sutton

Theresa A. Sutton